

**REGULAR MEETING  
OF THE  
PUTNAM COUNTY LEGISLATURE  
HELD IN THE  
HISTORIC COURTHOUSE  
CARMEL, NEW YORK 10512**

Wednesday

November 5, 2014

7:00 P.M.

The meeting was called to order at 7:00 P.M. by Chairman Albano who requested Legislator Oliverio lead in the Pledge of Allegiance. Chairman Albano led in the Legislative Prayer. Upon roll call, Legislators Scuccimarra, Oliverio, Nacerino, Gross, Castellano, LoBue and Chairman Albano were present. Legislators Tartaro and Wright arrived at 7:01 P.M. Also present was Legislative Counsel Van Ross.

Item #3 – Minutes – Regular Meeting – October 7, 2014  
Special Meeting – October 9, 2014

The minutes were approved as submitted.

Chairman Albano made a motion to waive the rules and accept the additional material submitted to the meeting; seconded by Legislator Nacerino. All in favor.

Item #4 – Correspondence.  
a) County Auditor

There was no activity during the reporting period.

**AUDIT & ADMINISTRATION COMMITTEE  
(Chairman Castellano, Legislators Nacerino & Tartaro)**

Item #5a – Approval/Budgetary Amendment (14A094)/Sheriff's Department/2014 Homeland Security Grant was next. Chairman Albano recognized Legislator Castellano, Chairman of the Audit & Administration Committee. On behalf of the members of the Committee, Legislators Nacerino and Tartaro, Legislator Castellano moved the following:

Legislator Wright stated that he would be recusing himself from this vote because his son is the Assistant Director for Homeland Security.

**RESOLUTION #285**

**APPROVAL/BUDGETARY AMENDMENT /SHERIFF'S DEPARTMENT/2014 HOMELAND SECURITY GRANT**

WHEREAS, the Sheriff's Department has requested a budgetary amendment (14A094) for 2014 Homeland Security Grant awarded in the amount of \$68,750.00; and  
WHEREAS, the grant period runs from September 1, 2014 through August 31, 2016; and

WHEREAS, the Audit & Administration Committee has reviewed and approves said budgetary amendment; now therefore be it  
RESOLVED, that the following budgetary amendment be made:

Increase Revenues:  
10364501 443891 10117 LETPP Homeland Security FY2014 68,750

Increase Appropriations:  
10364501 52180 10117 LETPP Homeland Security FY2014  
Special Technical <\$5,000 68,750

2014 Fiscal Impact – 0 –  
2015 Fiscal Impact – 0 –

BY POLL VOTE: EIGHT AYES. ONE RECUSAL – LEGISLATOR WRIGHT. MOTION CARRIES.

Item #5b – Approval/Budgetary Amendment (14A096)/Commissioner of Finance/ Comptroller’s Retirement Amortization Program was next. On behalf of the members of the Audit & Administration Committee, Legislators Nacerino and Tartaro, Legislator Castellano moved the following:

**RESOLUTION #286**

**APPROVAL/BUDGETARY AMENDMENT /COMMISSIONER OF FINANCE/  
COMPTROLLER’S RETIREMENT AMORTIZATION PROGRAM**

WHEREAS, the Commissioner of Finance has requested a budgetary amendment (14A096) to adjust retirement expenses as per latest estimate received from the NYS Comptroller; and

WHEREAS, this resolution replaces the planned entrance into the Comptroller’s Retirement Amortization Program in 2015 and therefore avoids future interest costs; and

WHEREAS, the Audit & Administration Committee has reviewed and approves said budgetary amendment; now therefore be it

RESOLVED, that the following budgetary amendment be made:

**GENERAL FUND:**

Increase Estimated Appropriations:  
See Attached Sheet Retirement Expense 2,225,841  
10990100 59010 Transfer to Road Fund 75,961  
10990100 59055 Transfer to Road Machinery Fund 16,226  
2,318,028

Increase Estimated Revenues:  
10131000 427163 Use of Retirement Reserve 2,318,028

**COUNTY ROAD FUND:**

Increase Estimated Appropriations:  
See Attached Sheet Retirement Expense 1,982

See Attached Sheet	Retirement Expense	60,640
See Attached Sheet	Retirement Expense	9,482
See Attached Sheet	Retirement Expense	<u>3,857</u>
		75,961

**Increase Estimated Revenues:**

10331000 428601	Transfer from General Fund	1,982
10511000 428601	Transfer from General Fund	60,640
10514200 428601	Transfer from General Fund	9,482
10514400 428601	Transfer from General Fund	<u>3,857</u>
		75,961

**COUNTY ROAD MACHINERY FUND:**

**Increase Estimated Appropriations:**

See Attached Sheet	Retirement Expense	16,226
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**Increase Estimated Revenues:**

10513000 428601	Transfer from General Fund	16,226
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2014 Fiscal Impact – 0 –  
2015 Fiscal Impact – 0 –

**BY POLL VOTE: ALL AYES. CARRIED UNANIMOUSLY.**

Item #5c – Approval/Budgetary Amendment (14A098)/Health Department/Automobiles was next. On behalf of the members of the Audit & Administration Committee, Legislators Nacerino and Tartaro, Legislator Castellano moved the following:

**RESOLUTION #287**

**APPROVAL/BUDGETARY AMENDMENT /HEALTH DEPARTMENT/AUTOMOBILES**

WHEREAS, the Health Department has requested a budgetary amendment (14A098) to cover the cost of purchasing two (2) vehicles to replace two (2) that were deemed no longer operable; and

WHEREAS, the Audit & Administration Committee has reviewed and approves said budgetary amendment; now therefore be it

RESOLVED, that the following budgetary amendment be made:

**Increase Estimated Appropriations:**

12401000 52650	Automobiles	40,000
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**Decrease Estimated Appropriations:**

10296000 54678	Preschool – Leased Transportation	40,000
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**Increase Estimated Revenues:**

12401000 434011	State Aid – Public Health	14,400
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**Increase:**

10199000 54980                      Contingency    14,440

2014 Fiscal Impact \$14,400  
2015 Fiscal Impact – 0 –

**BY POLL VOTE: ALL AYES. CARRIED UNANIMOUSLY.**

**Item #5d – Approval/Budgetary Amendment (14A102)/Sheriff’s Department/SCAAP Grant was next. On behalf of the members of the Audit & Administration Committee, Legislators Nacerino and Tartaro, Legislator Castellano moved the following:**

**RESOLUTION #288**

**APPROVAL/BUDGETARY AMENDMENT /SHERIFF’S DEPARTMENT/SCAAP GRANT**

WHEREAS, the Sheriff’s Department has requested a budgetary amendment (14A102) to utilize funds received from the SCAAP Grant for the purchase of motor vehicles and other equipment; and

WHEREAS, the Audit & Administration Committee has reviewed and approves said budgetary amendment; now therefore be it

RESOLVED, that the following budgetary amendment be made:

**Increase Revenue:**

10315001 44389F 10032      SCAAP Criminal Alien    104,500

**Increase Appropriations:**

10315001 52650 10032      SCAAP Grant – Motor Vehicles    74,500

10315001 52180 10032      SCAAP Grant – Other Equipment    30,000

104,500

2014 Fiscal Impact – 0 –  
2015 Fiscal Impact – 0 –

**BY POLL VOTE: ALL AYES. CARRIED UNANIMOUSLY.**

**Item #5e – Approval/Budgetary Amendment (14A104)/Sheriff’s Department/Outside Services was next. On behalf of the members of the Audit & Administration Committee, Legislators Nacerino and Tartaro, Legislator Castellano moved the following:**

**RESOLUTION #289**

**APPROVAL/BUDGETARY AMENDMENT /SHERIFF’S DEPARTMENT/OUTSIDE SERVICES**

WHEREAS, the Sheriff’s Department has requested a budgetary amendment (14A104) to cover reimbursable overtime expenses; and

WHEREAS, the Audit & Administration Committee has reviewed and approves said budgetary amendment; now therefore be it

RESOLVED, that the following budgetary amendment be made:

**Increase Revenue:**

17311000 426601                      Sheriff Patrol – Outside Services    12,094.48

**Increase Appropriations:  
17311000**

	<b>Sheriff Patrol</b>	
51093	Overtime	11,235.00
58002	Social Security	<u>859.48</u>
		12,094.48

2014 Fiscal Impact – 0 –  
2015 Fiscal Impact – 0 –

**BY POLL VOTE: ALL AYES. CARRIED UNANIMOUSLY.**

**Item #5f – Approval/Fund Transfer (14T218)/Highways & Facilities/Tilly Foster Farm/Utility Costs was next. On behalf of the members of the Audit & Administration Committee, Legislators Nacerino and Tartaro, Legislator Castellano moved the following:**

**RESOLUTION #290**

**APPROVAL/FUND TRANSFER/ HIGHWAYS & FACILITIES/TILLY FOSTER FARM/UTILITY COSTS**

**WHEREAS, the Department of Highways & Facilities has requested a fund transfer (14T218) to transfer funds from the Contract line to the appropriate lines for described utility costs; and**

**WHEREAS, the Audit & Administration Committee has reviewed and approves said fund transfer; now therefore be it**

**RESOLVED, that the following fund transfer be made:**

**Decrease:**

<b>0110084000 54646</b>	<b>Tilly Foster Contracts</b>	<b>25,140</b>
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**Increase:**

<b>1010084000 54354</b>	<b>Tilly Foster Heating Oil</b>	<b>10,000</b>
<b>0110084000 54631</b>	<b>Tilly Foster Electric</b>	<b>5,000</b>
<b>0110084000 54633</b>	<b>Tilly Foster Propane</b>	<b>1,500</b>
<b>0110084000 54637</b>	<b>Tilly Foster Security</b>	<b>7,200</b>
<b>0110084000 54753</b>	<b>Tilly Foster Refuse</b>	<b><u>1,440</u></b>
		<b>25,140</b>

2014 Fiscal Impact – 0 –  
2015 Fiscal Impact – 0 –

**BY POLL VOTE: ALL AYES. CARRIED UNANIMOUSLY.**

**Item #5g – Approval/Fund Transfer (14T225)/Sheriff’s Department/Overtime/Temporary was next. On behalf of the members of the Audit & Administration Committee, Legislators Nacerino and Tartaro, Legislator Castellano moved the following:**

**RESOLUTION #291**

**APPROVAL/FUND TRANSFER /SHERIFF’S DEPARTMENT/OVERTIME/TEMPORARY**

WHEREAS, the Sheriff's Department has requested a fund transfer (14T225) to cover the cost of Overtime/Temporary through Year Ending 12/31/14; and

WHEREAS, the Audit & Administration Committee has reviewed and approves said fund transfer; now therefore be it

RESOLVED, that the following fund transfer be made:

<b>Decrease:</b>		
10315000 10118	Open Personnel Line	60,000
10315000 10158	Open Personnel Line	56,000
10315000 10105	Open Personnel Line	<u>39,000</u>
		155,000
<b>Increase:</b>		
10315000 51093	Overtime	116,000
10008000 51093	Overtime (Medical)	27,868
10012000 51093	Overtime (Training)	4,644
10010000 51094	Temporary (Food Services)	3,715
10008000 58002	FICA	2,132
10012000 58002	FICA	356
10010000 58002	FICA	<u>285</u>
		155,000

2014 Fiscal Impact – 0 –

2015 Fiscal Impact – 0 –

BY POLL VOTE: ALL AYES. CARRIED UNANIMOUSLY.

Item #5h – Approval/Fund Transfer (14T233)/Department of Social Services/Motor Vehicles was next. On behalf of the members of the Audit & Administration Committee, Legislators Nacerino and Tartaro, Legislator Castellano moved the following:

RESOLUTION #292

APPROVAL/FUND TRANSFER /DEPARTMENT OF SOCIAL SERVICES/MOTOR VEHICLES

WHEREAS, the Department of Social Services has requested a fund transfer (14T233) to cover the cost of purchasing two (2) new vehicles, which will replace two (2) older vehicles, for the Child Welfare Preventive Services Unit; and

WHEREAS, the Audit & Administration Committee has reviewed and approves said fund transfer; now therefore be it

RESOLVED, that the following fund transfer be made:

<b>Decrease:</b>		
10607000 54670	Transportation	40,000
<b>Increase:</b>		
10102000 52650	Motor Vehicles	40,000

2014 Fiscal Impact – 0 –

2015 Fiscal Impact – 0 –

**BY POLL VOTE: ALL AYES. CARRIED UNANIMOUSLY.**

**Item #5i – Approval/Fund Transfer (14T238)/Office for Senior Resources/Contracts was next. On behalf of the members of the Audit & Administration Committee, Legislators Nacerino and Tartaro, Legislator Castellano moved the following:**

**RESOLUTION #293**

**APPROVAL/FUND TRANSFER /OFFICE FOR SENIOR RESOURCES/CONTRACTS**

**WHEREAS, the Office for Senior Resources has requested a fund transfer (14T238) to cover Expanded in home Services for the Elderly Program (EISEP) shortage; and**

**WHEREAS, the Audit & Administration Committee has reviewed and approves said fund transfer; now therefore be it**

**RESOLVED, that the following fund transfer be made:**

**Decrease:**

<b>10677600 51000 (6776 10102)</b>	<b>Home Health Aide</b>	<b>2,143</b>
<b>10677600 51000 (6776 10103)</b>	<b>Home Health Aide</b>	<b>2,143</b>
<b>10677600 51000 (6776 10104)</b>	<b>Home Health Aide</b>	<b>2,143</b>
<b>10677200 51000 (6772 10103)</b>	<b>Home Health Aide</b>	<b><u>7,150</u></b>
		<b>13,579</b>

**Increase:**

<b>10677600 54646</b>	<b>Contracts</b>	<b>13,579</b>
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**2014 Fiscal Impact – 0 –**

**2015 Fiscal Impact – 0 –**

**BY POLL VOTE: ALL AYES. CARRIED UNANIMOUSLY.**

**Item #5j – Approval/Fund Transfer (14T239)/Office for Senior Resources/Temporary was next. On behalf of the members of the Audit & Administration Committee, Legislators Nacerino and Tartaro, Legislator Castellano moved the following:**

**RESOLUTION #294**

**APPROVAL/FUND TRANSFER /OFFICE FOR SENIOR RESOURCES/TEMPORARY**

**WHEREAS, the Office for Senior Resources has requested a fund transfer (14T239) to cover unplanned staff shortages; and**

**WHEREAS, the Audit & Administration Committee has reviewed and approves said fund transfer; now therefore be it**

**RESOLVED, that the following fund transfer be made:**

**Decrease:**

<b>10677200 51000 (6772 10114)</b>	<b>Typist/Office Assistant</b>	<b>22,370</b>
<b>10677200 58002</b>	<b>Social Security</b>	<b><u>1,712</u></b>
		<b>24,082</b>

<b>Increase:</b>		
10677400 51094	Temporary	11,185
10677800 51094	Temporary	11,185
10677400 58002	Social Security	856
10677800 58002	Social Security	<u>856</u>
		24,082

2014 Fiscal Impact – 0 –  
2015 Fiscal Impact – 0 –

**BY POLL VOTE: ALL AYES. CARRIED UNANIMOUSLY.**

**Item #5k – Approval/Fund Transfer (14T252)/Board of Elections/Chargeback Travel/Postage was next. On behalf of the members of the Audit & Administration Committee, Legislators Nacerino and Tartaro, Legislator Castellano moved the following:**

**RESOLUTION #295**

**APPROVAL/FUND TRANSFER/BOARD OF ELECTIONS/CHARGEBACK TRAVEL/POSTAGE**

**WHEREAS, the Commissioners of Board of Elections have requested a fund transfer (14T252) to cover Travel cost for Technician Training in Dutchess County and to fund Postage Meter; and**

**WHEREAS, the Audit & Administration Committee has reviewed and approves said fund transfer; now therefore be it**

**RESOLVED, that the following fund transfer be made:**

<b>Decrease:</b>		
10145000 54311	Printing	7,101.36
<b>Increase:</b>		
10145000 55675	Chargeback Travel	101.36
10145000 54314	Postage	<u>7,000.00</u>
		7,101.36

2014 Fiscal Impact – 0 –  
2015 Fiscal Impact – 0 –

**BY POLL VOTE: ALL AYES. CARRIED UNANIMOUSLY.**

**Item #5L – Approval/Fund Transfer (14T256)/Planning Department/Leased Transportation was next. On behalf of the members of the Audit & Administration Committee, Legislators Nacerino and Tartaro, Legislator Castellano moved the following:**

**RESOLUTION #296**

**APPROVAL/FUND TRANSFER /PLANNING DEPARTMENT/LEASED TRANSPORTATION**

**WHEREAS, the Planning Department has requested a fund transfer (14T256) to cover the cost of Automotive Maintenance as per contract with MV Contract Transportation; and**



WHEREAS, the Audit & Administration Committee has reviewed and approves said fund transfer; now therefore be it  
RESOLVED, that the following fund transfer be made:

Decrease:		
95630000 54370	Automotive	200,000
Increase:		
95630000 54678	Leased Transportation	200,000
	2014 Fiscal Impact – 0 –	
	2015 Fiscal Impact – 0 –	

BY POLL VOTE: EIGHT AYES. ONE NAY – LEGISLATOR LOBUE. MOTION CARRIES.

Item #5m – Approval/Fund Transfer (14T262)/County Attorney/Legal Services was next. On behalf of the members of the Audit & Administration Committee, Legislators Nacerino and Tartaro, Legislator Castellano moved the following:

RESOLUTION #297

APPROVAL/FUND TRANSFER /COUNTY ATTORNEY/LEGAL SERVICES

WHEREAS, the County Attorney has requested a fund transfer (14T262) to cover the cost of legal services through the remainder of 2014; and  
WHEREAS, the Audit & Administration Committee has reviewed and approves said fund transfer; now therefore be it  
RESOLVED, that the following fund transfer be made:

Decrease:		
10199000 54980	General Contingency	75,000
Increase:		
10142000 54125	Legal Services	75,000
	2014 Fiscal Impact \$75,000	
	2015 Fiscal Impact – 0 –	

BY POLL VOTE: ALL AYES. CARRIED UNANIMOUSLY.

Item #5n – Approval/Litigation Settlement was next. On behalf of the members of the Audit & Administration Committee, Legislators Nacerino and Tartaro, Legislator Castellano moved the following:

RESOLUTION #298

APPROVAL/LITIGATION SETTLEMENT

WHEREAS, on or about July 2, 2012, the Plaintiff, Jeremy Vogt, while being held at the Putnam County Correctional Facility, was placed on a work detail on the grounds

outside the correctional facility where he was directed to use a pesticide/weed killer on the grounds; and

WHEREAS, the Plaintiff was provided with weed killer and a plastic spray bottle for use in his work detail, and that upon re-filling of the spray bottle, the chemical had splashed up onto the handle thereof; and

WHEREAS, the Plaintiff allegedly then bent down to pour water on the bottle when it suddenly exploded, causing the chemical mist to enter his eyes; and

WHEREAS, as a result of the foregoing events, the Plaintiff was caused to sustain severe and permanent injuries; and

WHEREAS, Plaintiff sought recovery for the personal injury damages; and

WHEREAS, Plaintiff agreed to a settlement with the County, subject to the Legislature's approval, in which the County agreed to pay said Plaintiff the sum of one hundred and five thousand (\$105,000.00) dollars; and

WHEREAS, the County Attorney and NYMIR's claims representative both recommended the settlement as an alternative to lengthy litigation, especially in light of the fact that NYMIR's claims panel had reviewed the case and valued it at two hundred thousand (\$200,000.00) dollars; and

WHEREAS, NYMIR, through its claims representative, has in fact settled the matter with the Plaintiffs for the sum of one hundred and five thousand (\$105,000.00) dollars and has obtained settlement documents from the Plaintiff which, upon filing with the Court, will discontinue this matter with the Court and which will allow Plaintiff to receive his settlement payment; and

WHEREAS, the settlement is in the public interest and has avoided the costs of further litigation; now therefore be it

RESOLVED, that the settlement of this matter for the sum of one hundred and five thousand (\$105,000.00) dollars is hereby approved.

BY POLL VOTE: ALL AYES. CARRIED UNANIMOUSLY.

Item #5o – Approval/Fund Transfer (14T265)/Finance/Judgments and Claims was next. On behalf of the members of the Audit & Administration Committee, Legislators Nacerino and Tartaro, Legislator Castellano moved the following:

RESOLUTION #299

**APPROVAL/FUND TRANSFER /FINANCE/JUDGMENTS AND CLAIMS**

WHEREAS, the Commissioner of Finance has requested a fund transfer (14T265) to cover a settlement expense; and

WHEREAS, the Audit & Administration Committee has reviewed and approves said fund transfer; now therefore be it

RESOLVED, that the following fund transfer be made:

Decrease:		
10193000 54960	Certiorari Refunds	50,000
Increase:		
10193000 54933	Judgments and Claims	50,000

2014 Fiscal Impact – 0 –  
2015 Fiscal Impact – 0 –

**BY POLL VOTE: ALL AYES. CARRIED UNANIMOUSLY.**

**Item #5p – Approval/Confirmation/County Historian/Sarah Johnson was next. On behalf of the members of the Audit & Administration Committee, Legislators Nacerino and Tartaro, Legislator Castellano moved the following:**

**RESOLUTION #300**

**APPROVAL/CONFIRMATION/COUNTY HISTORIAN/ SARAH JOHNSON**

**WHEREAS, pursuant to Article 12, Section 12.11 of the Putnam County Charter, the County Executive has the authority to appoint a County Historian, subject to confirmation by the Legislature, who shall serve at the pleasure of the County Executive; and**

**WHEREAS, County Executive MaryEllen Odell in exercising her authority pursuant to the above has nominated Sarah Johnson of the Town of Carmel to serve as the County Historian of Putnam County; now therefore be it**

**RESOLVED, that the Putnam County Legislature hereby confirms the appointment of Sarah Johnson as Putnam County Historian.**

**BY POLL VOTE: ALL AYES. CARRIED UNANIMOUSLY.**

**Item #5q – Approval/Renewal of Crime Assistance Program Grant/Child Advocacy Center was next. On behalf of the members of the Audit & Administration Committee, Legislators Nacerino and Tartaro, Legislator Castellano moved the following:**

**RESOLUTION #301**

**APPROVAL/RENEWAL OF CRIME ASSISTANCE PROGRAM GRANT/CHILD ADVOCACY CENTER**

**WHEREAS, Section 5-1(D) of the Putnam County Code requires Legislative approval of all grant applications and subsequent thereof; and**

**WHEREAS, previously, the New York State Office of Victim Services, by and through the Crime Victims Board, awarded the County of Putnam a grant to be administered by the Child Advocacy Center of Putnam County for the Victim Assistance Program; and**

**WHEREAS, Resolution #105 of 2014 which was adopted by the Putnam County Legislature on May 6, 2014, approved and authorized the application for renewal of the grant in the amount of \$336,468.25 for the period of October 1, 2014 through September 30, 2017 (3 years); and**

**WHEREAS, the County of Putnam desires to renew the grant in the amount of \$336,468.25 for the above referenced period; and**

**WHEREAS, no budgetary amendment is needed as this award is already contained in the department's budget; now therefore be it**

**RESOLVED, that the Putnam County Legislature hereby authorizes and approves the renewal of the Victim Assistance Program grant in the amount of \$336,468.25 for the period of October 1, 2014 through September 30, 2017; and be it further**

**RESOLVED**, that the County Executive, with the advice and assistance of the County Attorney, is authorized to finalize and execute any such agreements as may be necessary to implement the intent and purpose of this resolution; and be it further **RESOLVED**, that this resolution shall take effect immediately.

**BY POLL VOTE: ALL AYES. CARRIED UNANIMOUSLY.**

Item #5r – Approval/Agreement in Connection with Permits Issued to Putnam County by the New York State Department of Transportation was next. On behalf of the members of the Audit & Administration Committee, Legislators Nacerino and Tartaro, Legislator Castellano moved the following:

**RESOLUTION #302**

**APPROVAL / AGREEMENT IN CONNECTION WITH PERMITS ISSUED TO PUTNAM COUNTY BY THE NEW YORK STATE DEPARTMENT OF TRANSPORTATION**

**WHEREAS**, the County of Putnam (the “County”) from time to time receives permits from the New York State Department of Transportation (the “NYSDOT”) and otherwise conducts activities and operations upon highways and/or within rights-of-way controlled by New York State (the “State”) for such purposes as the obstruction, installation, construction, maintenance and/or operation of facility(s); and

**WHEREAS**, the County’s access and operation upon the State’s rights-of-way is conditioned upon its compliance with Highway Law Sections 52, 103, 203 and/or 234, including the condition that the County assume all responsibility for (a) the temporary control of all modes of traffic (including motorized and non-motorized travel) affected by the County’s operations, (b) complete restoration of the State’s facility(s) to the condition prior to the permitted use or activity, and (c) all claims, damages, losses and expenses; and

**WHEREAS**, NYSDOT has issued permits to the County for certain County projects, including, without limitation, the Maybrook Bikeway II Phase A project, and other and future permits from NYSDOT to the County, for work and purposes as aforesaid, are expected; and

**WHEREAS**, an Undertaking (the “Agreement”) for the benefit of NYSDOT in connection with the work affecting State highways is proposed by the State be executed by the County in connection with the issuance of other and future permits for the aforesaid work and purposes; and

**WHEREAS**, the County is desirous of obtaining other and future permits from NYSDOT for the work and purposes stated herein and it is in the best interests of the County to enter into and execute the Agreement in order that work on relevant projects within the County may be performed efficiently, seamlessly and without interruption in this regard; now therefore be it

**RESOLVED**, that the County Executive, with the advice and assistance of the County Attorney, is authorized to finalize and execute the Agreement, which shall be in substantial conformance with the form attached hereto as “Schedule A”; and be it further

**RESOLVED**, that the Agreement will apply to all relevant highway work permits issued by NYSDOT to the County in accordance with the terms and conditions set forth therein; and be it further

**RESOLVED**, that this Resolution shall take effect immediately.

**BY POLL VOTE: ALL AYES. CARRIED UNANIMOUSLY.**

Item #5s - Approval/Semi-Annual Mortgage Tax Report/April 1, 2014 through September 30, 2014 was next. On behalf of the members of the Audit & Administration Committee, Legislators Nacerino and Tartaro, Legislator Castellano moved the following:

Legislator Tartaro stated that even though this is probably 25%, at best, of what was received ten years ago by the Town of Kent, he believed that from the last two reports we might have turned a corner. He believed there was room for optimism.

**RESOLUTION #303**

**APPROVAL/SEMI-ANNUAL MORTGAGE TAX REPORT/APRIL 1, 2014 THROUGH SEPTEMBER 30, 2014**

WHEREAS, upon receipt of approval of the Semi-Annual Report showing the amounts to be credited to each district of the County of the money collected during the period April 1, 2014 through September 30, 2014 from the New York State Department of Taxation and Finance, the Putnam County Audit and Administration Committee reviewed and hereby forwards same to the Putnam County Legislature; now therefore be it

RESOLVED, that pursuant to Section 261 of the Tax Law, the Putnam County Legislature issues tax warrants for the payment to the respective districts of the amounts so credited and authorizes and directs the Commissioner of Finance to make a payment of said amounts to the respective district in accordance with the report as follows:

Town of Carmel	\$ 330,983.96
Town of Kent	140,773.59
Town of Patterson	95,483.51
Town of Philipstown	
Village of Cold Spring	10,895.63
Village of Nelsonville	3,182.98
Town Outside	137,131.95
Town of Putnam Valley	101,673.61
Town of Southeast	
Village of Brewster	6,223.95
Town Outside	<u>186,009.70</u>
Total	<u>\$1,012,358.88</u>

**BY POLL VOTE: ALL AYES. CARRIED UNANIMOUSLY.**

Item #5t – Approval/Grant Application/Emerald Association of Putnam County, Inc. was next. On behalf of the members of the Audit & Administration Committee, Legislators Nacerino and Tartaro, Legislator Castellano moved the following:

**RESOLUTION #304**

**APPROVAL/GRANT APPLICATION/EMERALD ASSOCIATION OF PUTNAM COUNTY, INC.**

WHEREAS, the Emerald Association of Putnam County, Inc. has requested a \$50,000 grant from the State of New York through Senator Greg Ball’s office to purchase materials for the replacement of stages and the replacement of its public address system; and

WHEREAS, the equipment to be replaced is currently stored and located at Putnam County’s Veterans Memorial Park; and

WHEREAS, this replacement materials and equipment will remain in the County’s Veterans Memorial Park under the authority and control of the County’s Veterans Memorial Park staff; and

WHEREAS, it is intended that ownership of these materials and equipment will be transferred to the County; now therefore be it

RESOLVED, that the Putnam County Legislature authorizes and approves of the County Administration’s joining in the application for the \$50,000 grant from the State of New York through the office of Senator Greg Ball; and be it further

RESOLVED, that the Administration follow the directives of the Department of Law in the application for and the administration of this grant.

**BY POLL VOTE: ALL AYES. CARRIED UNANIMOUSLY.**

**Item #6 – Other Business**

Item#6a – Approval/Budgetary Amendment (14A108)/Finance/Deskovic Judgment was next. Chairman Albano moved the following; seconded by Legislators Nacerino and Oliverio.

**RESOLUTION #305**

**APPROVAL/BUDGETARY AMENDMENT /FINANCE/ DESKOVIC JUDGMENT**

WHEREAS, the Commissioner of Finance has requested a budgetary amendment (14A108) to fund the Deskovic Judgment as per the trial stipulation approved by Resolution #161 of 2014; and

WHEREAS, the Putnam County Legislature has reviewed and approves said budgetary amendment; now therefore be it

RESOLVED, that the following budgetary amendment be made:

**Increase Estimated Appropriations:**

10193000 54933	Judgments & Claims	4,000,000
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**Increase Estimated Revenues:**

10131000 427161	Use of Fund Balance	4,000,000
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**2014 Fiscal Impact - \$4,000,000**

**2015 Fiscal Impact – 0 –**

**BY POLL VOTE: ALL AYES. CARRIED UNANIMOUSLY.**

**Item #7 – Recognition of Public.**

**There were no members of the public that wished to be recognized.**

**Item #8 – Recognition of Legislators.**

**Legislator Oliverio wished everyone a Happy Thanksgiving. He told his fellow Legislators that he has been blessed to be a member the Legislature for all these years. He stated that each and every one of the Legislators were terrific individuals and although there may have been disagreements at times, it was never personal. He stated that he would really miss this job very much.**

**Chairman Albano stated that Legislator Oliverio would be missed.**

**There being no further business, at 7:14 p.m., Chairman Albano made a motion to adjourn; seconded by Legislator Oliverio. All in favor.**

**Respectfully submitted by Diane Schonfeld, Clerk.**